

OGC 76-3047

7 June 1976

MEMORANDUM FOR: Director, Office of Program and Budget Development

SUBJECT : Legal Authority for Funding ICS and NFIB

1. You have requested our comments in response to the request from the House Appropriations Committee staff for a memorandum on the legal authority for funding the Intelligence Community Staff and the USIB/NFIB.

2. The functions of the Central Intelligence Agency as prescribed by the National Security Act of 1947 are to engage in certain intelligence activities, including various activities which involve participation or needs of other agencies having intelligence responsibilities. Under the Act, the Agency functions are "for the purpose of coordinating the intelligence activities of the several Government departments and agencies in the interest of national security." In order to perform these activities, various interdepartmental arrangements and mechanisms have been developed, among them being one of long standing, the United States Intelligence Board (recently replaced by the National Foreign Intelligence Board) and, a more recent entity, the Intelligence Community Staff. The Board consists of representatives of agencies within the Intelligence Community, employed by and funded by their agencies. It is assisted by a Secretariat of CIA employees. The IC Staff consists of CIA employees assigned to that component and personnel from other agencies and departments detailed to CIA and assigned to the Staff.

3. The CIA annual budget presentations include an item designated "Intelligence Community." Appropriations for that item accordingly are available to fund the Intelligence Community Staff and other Agency activities concerning the Community. Expenditures are authorized by section 8(a) of the Central Intelligence Agency Act of 1949 (50 USC 403j), which provides that sums made available "to the Agency by appropriations or otherwise may be expended for necessary purposes to carry out its functions"

Associate General Counsel
Chief, General Law Division

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ACTION		DIRECT REPLY	PREPARE REPLY
APPROVAL		DISPATCH	RECOMMENDATION
COMMENT		FILE	RETURN
CONCURRENCE		INFORMATION	SIGNATURE

Remarks:

[Redacted]

Attached is our reply to [Redacted] memo of 24 May 76, requesting our comments for the reply to the request from Snodgrass. This replaces our paper forwarded to you 28 May (undated) signed by [Redacted] Please destroy or return that paper.

[Redacted]

FOLD HERE TO RETURN TO SENDER

FROM: NAME, ADDRESS AND PHONE NO

DATE

Associate General Counsel 7D07 Hqs.

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